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September 18, 2002

Erich D. Hemm 47,286
Name of Attorney Registration No.

[Signature]
Signature of Attorney

11/25
9/25/2

Case 7724M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of :
ROGER W. GUTWEIN ET AL. : Confirmation No.: 1024
Serial No.: 09/638,704 : Group Art Unit: 1761
Filed: August 14, 2000 : Examiner: A. Weier
Title: METHODS AND SYSTEMS UTILIZING :
DELAYED DILUTION, MIXING AND
FILTRATION FOR PROVIDING CUSTOMIZED
BEVERAGES ON DEMAND

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action dated April 23, 2002 in the above-identified patent application. The Examiner is respectfully requested to reconsider the application in view of the following remarks. Applicants hereby traverse the Restriction Requirement made by the Examiner and provisionally elect Claims 16-38, 43-46, 49-54 drawn to a method for delivering an individually customized coffee beverage product to an individual consumer, for examination in the present application. Applicants reserve the right to file a petition from requirement for restriction pursuant to 37 C.F.R. 1.144.

PTO/SB/17 (10/01)

Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Complete if Known

Application Number	09/638,704
Confirmation Number	1024
Filing Date	August 14, 2000
First Named Inventor	Roger William Gutwein, et al.
Examiner Name	A. Waler
Group/Art Unit	1761
Attorney Docket No.	7724M

TOTAL AMOUNT OF PAYMENT (\$ 400.00)

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 16-2480

Deposit Account Name The Procter & Gamble Company

- ☒ Charge Any Additional Fee Required Under status. 37 C.F.R. §§1.16 and 1.17

FEE CALCULATION

1. BASIC FILING FEE - Large Entity

Code (\$)	Fee Description	Fee Paid
101 740	Utility filing fee	0
106 330	Design filing fee	0
108 740	Reissue filing fee	0
114 160	Provisional filing fee	0

SUBTOTAL (1) (\$0)

2. EXTRA CLAIM FEES - Large Entity

	Extra Claims	Fee from Below	Fee Paid
Total Claims	0 - 20** = 0 x	0 =	0
Independent Claims	0 - 3** = 0 x	0 =	0
Multiple Dependent		0 =	0

** or number previously paid, if greater; For Reissues, see below

Code (\$)	Fee Description
103 18	Claims in excess of 20
102 84	Independent claims in excess of 3
104 280	Multiple dependent claim, if not paid
109 84	**Reissue independent claims over original patent
110 18	**Reissue claims in excess of 20 & over original patent

SUBTOTAL (2) (\$0)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Code (\$)	Fee Description	Fee Paid
105 130	Surcharge-late filing fee or oath	0
127 50	Surcharge-late provisional filing fee or cover sheet	0
139 130	Non-English specification	0
147 2,520	For filing a request for ex parte reexamination	0
112 920*	Requesting publication of SIR prior to Examiner's action	0
113 1,840*	Requesting publication of SIR after Examiner's action	0
115 110	Extension for reply within 1 st month	0
116 400	Extension for reply within 2 nd month	0 [X]
117 920	Extension for reply within 3 rd month	0
118 1,440	Extension for reply within 4 th month	0
128 1,960	Extension for reply within 5 th month	0
119 320	Notice of Appeal	0
120 320	Filing a brief in support of an appeal	0
121 280	Request for oral hearing	0
138 1,510	Petition to institute a public use proceeding	0
140 110	Petition to revive - unavoidable	0
141 1,280	Petition to revive - unintentional	0
142 1,280	Utility issue fee (or reissue)	0
143 460	Design issue fee	0
122 130	Petitions to the Commissioner	0
123 50	Petitions related to provisional applications	0
126 180	Submission of Information Disclosure Statement	0
146 740	Filing a submission after final rejection (37 CFR § 1.129(a))	0
149 740	For each additional invention to be examined (37 CFR § 1.129(b))	0
179 740	Request for Continued Examination (RCE)	0
169 900	Request for expedited examination of a design application	0
091 1280	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	0
	Other fee (specify) _____	0
	Other fee (specify) _____	0

* Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 400)

SUBMITTED BY

Name (Print/Type) Erich D. Hemm

Registration No. (Attorney/Agent) 47,286

Complete (if applicable)

Telephone (513) 634-8980

Signature

Date

September 18, 2002

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**FACSIMILE TRANSMITTAL SHEET AND
CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8****TO: Examiner Anthony J. Weier - United States Patent and Trademark Office**

Fax No. (703) 305-3602

Phone No. (703) 308-3846

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FROM: Erlich D. Hemm, Esq.

Fax No. (513) 634-6108

Phone No. (513) 634-8960

Listed below are the item(s) being submitted with this Certificate of Transmission:**

Number of Pages Including this Page: 6

1) Response to Restriction Requirement Dated April 23, 2002

2) Petition for Extension of Time

3) Fee Transmittal

4)

5)

Inventor(s): Gutwein, et al.

S.N.: 09/638,704

Filed: August 14, 2000

Case: 7724M

Comments:

**Note: Each paper must have its own certificate of transmission, OR this certificate must identify each submitted paper.